

NOV 23 2005

Reynaldo O. Yana
Attorney at Law
P.O. Box 500052
Saipan, MP 96950
Tel. (670)234-6529
Fax (670) 234-8969

For The Northern Mariana Islands
By _____
(Deputy Clerk)

Attorney for Defendants

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS**

JIN CHUN HU,) CIVIL CASE NO. CV-05-0030
)
Plaintiff,)
)
vs.)
ISLAND SEVEN COLORS, INC., KIM) DEFENDANTS' ANSWER
CHANG RYEOL and DOE I,) PLAINTIFF'S COMPLAINT
)
Defendants.)
)

Defendants, by and through their undersigned counsel, hereby set forth their answer to the plaintiff's complaint as follows:

1. Defendants admit the allegations in paragraphs 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 23, 35, 51, 52, 53, 55, 60, and 61 of the plaintiff's complaint.
2. Defendants deny the allegations in paragraphs 1, 2, 3, 4, 18, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 36, 37, 38, 39, 40, 42, 43, 44, 46, 47, 48, 49, 54, 56, 57, 58, 62, 63, 64, 65, 66, and 67 of the plaintiff's complaint.
3. Defendants admit that part of the sentence in paragraph 20 of the plaintiff's complaint which states that Mr. Jin was an employee of Island Seven within the meaning of §9212(c) of the MWHA, but deny that part of sentence in paragraph 20 of the

plaintiff's complaint which states that Mr. Jin was employed by Island Seven within the meaning of §203(c)(1) of FLSA.

4. Defendants admit that part of the sentence in paragraph 21 of the plaintiff's complaint which states that Island Seven was an employer of Mr. Jin within the meaning of §9212(f) of the MWHA, but deny that part of sentence in paragraph 21 of the plaintiff's complaint which states that Island Seven is an employer within the meaning of §203(d) of FLSA.

5. Defendants admit that part of the sentence in paragraph 22 of the plaintiff's complaint which states that Mr. Jin was employed by Island Seven within the meaning of §9212(d) of the MWHA, but deny that part of sentence in paragraph 22 of the plaintiff's complaint which states that Mr. Jin was employed by Island Seven within the meaning of §203(d) of FLSA.

6. Defendants admit or deny the allegations in paragraph 41 as shown above.

7. Defendants admit or deny the allegations in paragraph 45 as shown above.

8. Defendants admit or deny the allegations in paragraph 50 as shown above.

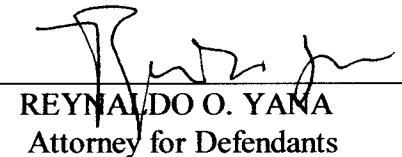
9. Defendants admit or deny the allegations in paragraph 59 as shown above..

AFFIRMATIVE DEFENSES

1. The court has no subject matter jurisdiction over the plaintiff's federal claims, and therefore has no jurisdiction over the plaintiff's pendent claims.

2. The plaintiff's claim is now barred by reason of the settlement agreement between the parties on October 24, 2005, or as an alternative is bound by contract to dismiss his claim against the defendants.

Dated this 23^d day of November , 2005.



REYNALDO O. YANA
Attorney for Defendants

EXHIBIT A

SETTLEMENT AGREEMENT

This agreement made this 24th day of OCTOBER 2005 by and between **Island Seven Colors, Inc.**(hereinafter referred to as "**Employer**") of Saipan, Commonwealth of the Mariana Islands, and **ChunHu Jin** (hereinafter referred to as "**Employee**") of Saipan, Commonwealth of the Mariana Islands:

I. "Employer" shall pay to "Employee" as follows:

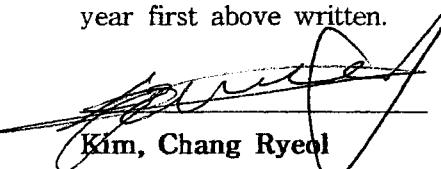
- A. \$5,000 as settlement consideration
- B. Air-ticket to China

II. "Employee" shall drop his civil lawsuit (05-0030) against "Employer" and Kim, Chang Ryeol and shall not file any criminal and/or civil/labor complaints against "Employer" or its officers and/or directors.

III. "Employee" shall pay his attorney fees and other expenses regarding lawsuit No. 05-0030.

IV. "Employee" shall depart Saipan on October 25, 2005.

IN WITNESS WHEREOF we have executed this assignment on the day and year first above written.

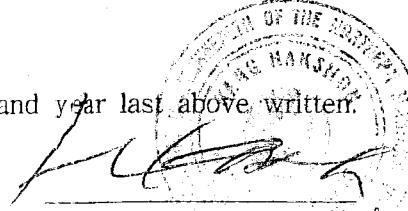

Kim, Chang Ryeol
Authorized Representative


ChunHu Jin

Commonwealth of the Northern
Mariana Islands)ss
Saipan, MP 96950)

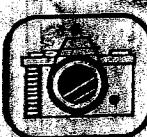
On this 24th day of OCT, 2005 before me, a Notary Public for and in the the Commonwealth of the Northern mariana Islands, personnally appeared KIM, CHANG RYEOL ChunHu Jin, known to me to be the persons whose names are subscribed into the instrument and who acknowledged that they executed the same as their free act and deed.

WITNESS my hand and seal on the day, month, and year last above written.



Clarke American.

Transacting America's Business

**ISLAND SEVEN COLORS, INC.**

PMB 104
P. O. BOX 10000.
SAIPAN, MP 96950
PH: (670)234-3312

2188101-501/1214
32DATE 10/24/2005\$ 5,000.00PAY TO THE ChunHu Jin
ORDER OF

Five Thousand & 00/100 Only

DOLLARS

Bank of Hawaii
SAIPAN BRANCH
SAIPAN, MP 96950

~~NON-NEGOTIABLE~~~~1002188# 121405018# 0032#030840#~~ISLAND SEVEN COLORS, INC.
SAIPAN, MP 96950

DETACH AND RETAIN THIS STATEMENT
THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW
IF NOT CORRECT, PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED

DATE	DESCRIPTION	AMOUNT
10/24/2005	Payment for Settlement for a labor case	\$5,000.00

~~NON-NEGOTIABLE~~

Economy Class

Shinyoung Printing

NAME 성명 **JIN.CHUNHUMR**
FROM 출발지 **SPN** → TO 도착지 **IEM**
FLIGHT NO. 편명 **02 255** DATE 탑승일 **25OCT05**

- ZONE C -
GATE 탑승구 搭乗口
5
BOARDING TIME 탑승시각 搭乗時刻
0220
SEQ **102/SY/38K**

SELECTEE

Boarding gate closes 10 minutes prior to departure time.
航空機 定時出發을 위하여 出發時間 10分前에 搭乘이 終了됩니다.

AGT: CHOI
NAME 성명 **JIN.CHUNHUMR**
FROM 출발지 **SAIPAN** → TO 도착지 **SEOUL**
FLIGHT NO. 편명 **02 255** DATE 탑승일 **25OCT05**

DEPTIME 출발시간 出發時刻 SEATING 좌석번호 座席番號
0250 38K

ZONE C
MEMBERSHIP CARD NO.

TIMES MILES
BAGGAGE 수하물 **0/ 0 YY** CLASS
Asiana Airlines

Economy Class

Shinyoung Printing

NAME 성명 **JIN.CHUNHUMR**
FROM 출발지 **ICN** → TO 도착지 **CGQ**
FLIGHT NO. 편명 **02 337** DATE 탑승일 **25OCT05**

- ZONE A -
GATE 탑승구 搭乗口
38
BOARDING TIME 탑승시각 搭乗時刻
0930
SEQ **002/SY/16F**

SELECTEE

Boarding gate closes 10 minutes prior to departure time.
航空機 定時出發을 위하여 出發時間 10分前에 搭乘이 終了됩니다.

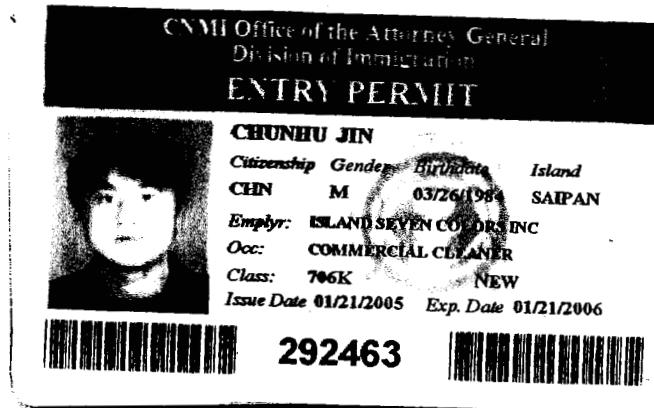
SPN

NAME 성명 **JIN.CHUNHUMR**
FROM 출발지 **SEOUL** → TO 도착지 **CHANGCHUN**
FLIGHT NO. 편명 **02 337** DATE 탑승일 **25OCT05**

DEPTIME 출발시간 出發時刻 SEATING 좌석번호 座席番號
1010 16F

ZONE A
MEMBERSHIP CARD NO.

TIMES MILES
BAGGAGE 수하물 **0/ 0 YY** CLASS
Asiana Airlines



中华人民共和国外交部请各国军政机关对持照人予以通行的便利和必要的协助。

*The Ministry of Foreign Affairs of the People's Republic of China
requests all civil and military authorities of foreign countries to allow the
bearer of this passport to pass freely and afford assistance in case of need.*



护照 PASSPORT	类型 / Type P	国家码 / Country Code CHN	护照号 / Passport No. G11027786
<p>姓 / Surname 金 / JIN 名 / Given names 春虎 / CHUNHU</p> <p>性别 / Sex 男 / M</p> <p>出生日期 / Date of birth 26 MAR 1984</p> <p>签发日期 / Date of issue 06 SEP 2004</p> <p>签发地点 / Place of issue 吉林 / JILIN</p> <p>身份证号码 / Identity card No. 222405198403262412</p> <p>出生地点 / Place of birth 吉林 / JILIN</p> <p>有效期至 / Date of expiry 05 SEP 2009</p>			
<p>POCHNJIN<<<CHUNHU<<<<<<<<<<<<<<<<<<<<<</p> <p>G110277868CHN8403261M090905519202224<<<<<<00</p>			